

ATTORNEYS AT LAW



Robert Greene Sterne Jorge A. Goldstein David K.S. Cornwell Robert W. Esmond Tracy-Gene G. Durkin Michael B. Ray Robert E. Sokohl Eric K. Steffe Michael Q. Lee John M. Covert Robert C. Millonig Donald J. Featherstone Timothy J. Shea, Jr Michael V. Messinger Judith U. Kim Jeffrey T. Helvey Eldora L. Ellison Donald B. Banowit Peter A. Jackman Brian J. Del Buono Mark Fox Evens Vincent L. Capuano Elizabeth J. Haanes Wichael D. Specht Kevin W. McCabe Glenn J. Perry Theodore A. Wood Edward W. Yee Jason D. Eisenberg Tracy L. Muller Tracy L. Muller Jon E. Wright LuAnne M. DeSantis Helene C. Carlson Cynthia M. Bouchez Timothy A. Doyle Gaby L. Longsworth

Lori A. Gordon
Laura A. Vogel
Bashir M.S. Ali
Shannon A. Carroll
Anbar F. Khal
Michelle K. Holoubek
Marsha A. Rose
Scott A. Schaller
Lei Zhou
W. Blake Coblentz
James J. Pohl
John T. Haran
Mark W. Rygiel
Michael R. Malek*
Carla Ji-Eun Kim
Doyle A. Siever*
Ulrike Winkler Jenks
Paul A. Calvo
C. Matthew Rozier*

Randall K. Baldwin Daniel J. Nevriny Lori M. Brandes Jeffrey K. Mills* Mita Mukherjee* Scott M. Woodhouse* Christian A. Camarce* Richard D. Coller III* Keisha Hytton-Rodic Bonnie Nannenga-Combs Ahyssa K. Sandrowitz* Jonathan M. Strang* Ishan P. Weerakoon*

Registered Patent Agents • Karen R. Markowicz Matthew J. Dowd Peter A. Socarras Danielle L. Letting Steven C. Oppenheime Aaron S. Lukas Gaurav Astriana Stephanie L. Elmer Robert E. Bakin Salvador M. Bezos Yasser Mourtada

Of Counsel
Edward J. Kessler
Kenneth C. Bass III
Marvin C. Guthrie
Christopher P. Wrist
David C. Isaacson

*Admitted only in Maryland *Admitted only in Virginia •Practice Limited to Federal Agencies

August 22, 2008

WRITER'S DIRECT NUMBER:
(202) 772-8822
INTERNET ADDRESS:
SCARROLL@SKGF.COM

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450 Art Unit 1638

Attn: Mail Stop Amendment

Re: U.S. Utility Patent Application

Application No. 10/520,033; § 371 Date: December 30, 2004

For: Transcription Factor Gene Induced by Water Deficit Conditions And Abscisic Acid From Helianthus Annuus, Promoter and Transgenic Plants

Inventors: CHAN et al.

Our Ref: 2510.0040000/JAG/SAC

Sir:

Transmitted herewith for appropriate action are the following documents:

- 1. Credit Card Payment Form (PTO-2038) in the amount of \$525.00 to cover: \$525.00 Three (3) month extension of time under 37 C.F.R. § 1.17(a)(3);
- 2. Petition for Extension of Time Under 37 C.F.R. § 1.136(a)(1);
- 3. Amendment and Reply Under 37 C.F.R. § 1.111, with Exhibit 1 Exhibit 1: Sessa *et al.*, *J. Mol. Biol. 274*:303-309 (1997);
- 4. Replacement Drawings Figures 1, 2, 22 and 23 (3 sheets);
- 5. Annotated Drawings Figures 1, 2, 22 and 23 (3 sheets);
- 6. Executed Declaration Under 37 C.F.R. § 1.132 of Federico Trucco, Ph.D., with Exhibits A-L:

Exhibit A: Curriculum Vitae of Federico Trucco, Ph.D.

Exhibit B: Ingram and Bartels, Annu. Rev. Plant Physiol. Plant. Mol. Biol. 47:377-

403 (1996);

Sterne, Kessler, Goldstein & Fox PLLLC.: 1100 New York Avenue, NW: Washington, DC 20005: 202.371.2600 f 202.371.2540: www.skgf.com

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Exhibit C: Shinozaki and Yamaguchi-Shinozaki, *Plant Physiol.* 115:327-334 (1997)

Exhibit D: Liu et al., The Plant Cell 10:1391-1406 (1998);

Exhibit E: Nakashima and Yamaguchi-Shinozaki, JARQ 39:221-229; (2005);

Exhibit F: Pimentel et al., BioScience 47:97-106 (1997); Exhibit G: Soderman et al., Plant J. 10:375-381 (1996);

Exhibit H: Lee and Chun, *Plant Mol. Biol.* 37:377-384 (1998);

Exhibit I: Olsson et al., Plant Mol. Biol. 55:663-677 (2004);

Exhibit J: Hjellström et al., Plant Cell and Environment 26:1127-1136 (2003);

Exhibit K: Figure 1 - Evaluation of wheat (Triticum aestivum) GMO lines B and G;

and;

Exhibit L: Figure 2 - Evaluation of maize (Zea mays) GMO lines 3, 6, and 7;

7. 13 pages of paper copy of substitute sequence listing;

8. A computer readable copy of the substitute sequence listing; and

9. Return postcard.

In accordance with 37 C.F.R. § 1.821(f); the paper copy of the sequence listing and the computer readable copy of the sequence listing submitted herewith in the above application are the same.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier.

In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Shannan a. Canall

Shannon A. Carroll, Ph.D. Attorney for Applicants

Registration No. 58,240

JAG/SAC/rjv Enclosures

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